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Attorneys for Plaintiff  
MONSTER CABLE PRODUCTS, INC.

IN THE UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

MONSTER CABLE PRODUCTS, INC., a  
California corporation,  
  
Plaintiff,  
  
v.  
  
MONSTER DADDY, LLC, a corporation,  
and DOES ONE through TWENTY inclusive,  
  
Defendant.

No. C 3:07-cv-03272-SI


**NOTICE OF DISMISSAL WITHOUT  
PREJUDICE**

The Plaintiff, MONSTER CABLE PRODUCTS, INC., pursuant to Fed.R.Civ.P.  
41(a)(1), hereby files a Notice of Dismissal, dismissing all claims in this action  
WITHOUT PREJUDICE, with each party to bear its own costs, expenses and attorneys'  
fees.

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Dated: November 1, 2007

Respectfully submitted,  
LARIVIERE, GRUBMAN & PAYNE, LLP  
By   
Nicole A. Smith  
Attorneys for Plaintiff  
MONSTER CABLE PRODUCTS, INC.

**PROOF OF SERVICE**

I am over 18 years of age and not a party to the within action. My business address is 19 Upper Ragsdale Drive, Suite 200, Monterey, California, 93940. On November 1, 2007, I served the following document:

**NOTICE OF DISMISSAL WITHOUT PREJUDICE**

by placing a true copy thereof enclosed in a sealed envelope and served in the manner described below to the interested parties herein and addressed to:

James Carter  
Monster Daddy, LLC  
P.O. Box 26855  
Greenville, SC 29616

Scott Creasman, Esq.  
Taylor, Busch, Slipakoff & Duma, LLP  
1600 Parkwood Circle, Suite 200  
Atlanta, GA 30339

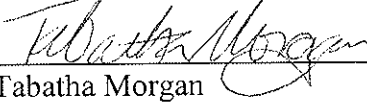
X **U.S. MAIL:** I caused such envelope(s) to be deposited in the mail at my business address, with postage thereon fully prepaid, addressed to the addresses(s) designated. I am readily familiar with the business' practice of collecting and processing correspondence to be deposited with the United States Postal Service on that same day in the ordinary course of business.

\_\_\_\_\_ **HAND DELIVERY:** I caused such envelope(s) to be delivered by hand to the addressee(s) designated.

\_\_\_\_\_ **BY FACSIMILE:** By use of facsimile machine telephone number (\*\*\*) \*\*\*-\*\*\*\*, I served a copy of the within document on the below parties at the facsimile number listed. The transmission was reported as complete and without error.

X **FEDERAL:** I declare that I am employed in the office of a member of the bar of this court at whose direction the service was made.

Executed on November 1, 2007 at Monterey, California.

  
\_\_\_\_\_  
Tabatha Morgan  
Paralegal